

6/24/2019

RESOLUTION M- 4018

A RESOLUTION to submit to the voters of the City of Vancouver a proposal to amend Article XI, Section 11.05 of the City Charter regarding the City Council authority to approve contracts for a period of more than five years.

WHEREAS, a Charter Review Committee (“Committee”) was appointed by the City Council on December 3, 2018; and

WHEREAS, the Committee held eight meetings between January 24 and June 6, 2019, to review proposed amendments to the City Charter; and

WHEREAS, the Committee presented their recommendations to the City Council on June 17, 2019; and

WHEREAS, the City Council held a duly noticed hearing on the 24<sup>th</sup> day of June, 2019 and considered the recommendations of the Committee and voted to submit the proposed amendment to the Charter below to the voters.

NOW, THEREFORE,

BE IT RESOLVED BY THE CITY OF VANCOUVER:

Section 1. That the following amendment to Article XI, Section 11.05 of the City Charter, allowing the City Council to approve contracts of more than five years if approved by ordinance, be submitted to the voters of the City of Vancouver:

(Proposed language to be deleted is shown by ~~striketrough~~. Added language is shown by underline.)

Article XI

**Section 11.05 Contracts Beyond One Year:** No contract involving the payment of money out of the appropriations of more than one year shall be made for a period of more than five years nor shall any such contract be valid unless made or approved by ordinance.

ADOPTED at regular session of the Council of the City of Vancouver, this 24th day of June, 2019.

Signed this 24th day of June, 2019.

DocuSigned by:  
*Anne McEnerny-Ogle*  
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Anne McEnerny-Ogle, Mayor

Attest:

DocuSigned by:  
*Carrie Lewellen*  
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Natasha Ramras, City Clerk  
By: Carrie Lewellen, Deputy City Clerk

Approved as to form:

DocuSigned by:  
*E. Bronson Potter*  
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E. Bronson Potter, City Attorney

City of Vancouver  
Proposed Charter Amendment No. 5

Concerns clarifying city contracting authority

The wording in the charter is unclear as to whether the City may enter into contracts for longer than five years. While longer contracts are not common, contractors may require a longer term if a significant financial investment is involved. This amendment to Section 11.05 would clarify that the City may enter into contracts for longer than five years if approved by the City Council through ordinance.

Should this amendment to the Charter be enacted?

Yes

No

**Explanatory statement:**

Current Law: The charter wording is unclear as to whether the City has the authority to enter into contracts for longer than five years.

Result of passage: This amendment to Section 11.05 would clarify that the City may enter into contracts for longer than five years if approved by the City Council through ordinance.

**Full Text:**

**Section 11.05 Contracts Beyond One Year:** No contract involving the payment of money out of the appropriations of more than one year shall be made for a period of more than five years nor shall any such contract be valid unless made or approved by ordinance.